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ATTORNEYS FOR PLAINTIFF

**UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN JOSE DIVISION**

<p>DONNA GARCIA,</p> <p style="text-align: center;">Plaintiff,</p> <p>vs.</p> <p>RESURGENT CAPITAL L.P., LVNV FUNDING, LLC, THE BRACHFELD LAW GROUP, P.C.,</p> <p style="text-align: center;">Defendants.</p>	<p>CIV. NO. 11-1253 EMC</p> <p>RONALD WILCOX DECLARATION IN OPPOSITION TO MOTION FOR SUMMARY JUDGMENT (Doc# 79 and 80)</p> <p>HON. EDWARD CHEN</p> <p>Date: March 23, 2012</p>
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I, Ronald Wilcox, declare:

1. I am an attorney duly licensed to practice in this district court and before all courts of the State of California. I am counsel for Plaintiff Donna Garcia.
2. I make this declaration in support of Opposition to Defendants' Motions for Summary Judgment (Docket #79 and 80). I have personal knowledge of the facts set forth below, and if called as a witness, I could and would testify competently thereto.

3. Attached is a true and correct copies of a portion of Brachfeld Law Group, P.C.'s Corporate Designee's (John Birdt) deposition transcript. **Exhibit 1.**
4. Attached is a true and correct copies of a portion of LVNV Funding LLC and Resurgent Capital Services, L.P. Corporate Designee's (Jean Paul Torres) deposition transcript. **Exhibit 2.**
5. Attached is a true and correct copy of the State of Maryland's press release and cease and desist order to LVNV and Resurgent to cease collecting debts in the State of Maryland. **Exhibit 3.**
6. Attached is a true and correct copy if a New York Times article detailing lawsuits against Brachfeld for unlawful collection practices. **Exhibit 4.**
7. Attached is a true and correct copy of an article explaining California's efforts to change collections laws as a result of Brachfeld's unlawful collection practices towards a California senator. **Exhibit 5.**
8. Attached are true and correct copies of a portion of Plaintiff Donna Garcia's deposition transcript. **Exhibit 6.**
9. Attached are true and correct copies of a portion of Live Vox, Inc. Corporate Designee's (Michael Leraris) deposition transcript. **Exhibit 7.**
10. Attached is a true and correct copy of documents Defendants produced in discovery, which are Brachfeld's collection logs, which they call their "paperless notes." **Exhibit 8.**
11. Attached are true and correct copies of collection agreement between Brahfeld Law Group, P.C. and Resurgent Capital Services, L.P. [*To be filed under seal*]. **Exhibit 9.**

I declare under penalty of perjury that the foregoing is true and correct. Executed at San Jose, California, on January 29, 2009.

/s/Ronald Wilcox
Ronald Wilcox